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May 10, 2004 Date	<i>Michael C. Barrett</i> Michael C. Barrett

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Peter Gascoyne et al.

Serial No.: 09/883,110

Filed: June 14, 2001

For: SYSTEMS AND METHODS FOR CELL
SUBPOPULATION ANALYSIS

Notice of Allowance
Date: February 10, 2004

Group Art Unit: 1753

Examiner: Noguerola, Alexander Stephan

Atty. Dkt. No.: UTSC:656US

COMMENTS ON REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

Applicants acknowledge the Office's "reasons for allowance" but take issue with its reasoning. The claims are allowable because the prior art does not anticipate, render obvious, or otherwise render unpatentable the inventions as currently claimed. To the extent that the Office implies that the claims contain limitations not explicitly listed in the claims themselves, Applicants disagree. The public is reminded that the claims themselves define the scope of the invention.

Respectfully submitted,

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